

Greg Gianforte
Governor



Mike Foster
Director

Quarantine Name: Emerald Ash Borer Exterior Quarantine

Quarantine: MTQ-2021-001

Reason for Quarantine: To minimize the risk of introduction of emerald ash borer into Montana. Emerald ash borer is a highly destructive insect pest that has killed millions of ash trees (*Fraxinus* sp.) across North America. This species is not known to occur anywhere within the State Montana.

Pest: Emerald ash borer, *Agrilus planipennis* Fairmaire

Regulated Area:

- (1) Areas subject to quarantine requirements:
 - a. The entire states of Alabama, Arkansas, Connecticut, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, and Wisconsin;
 - b. The entire Canadian provinces of Ontario, Quebec, Manitoba, New Brunswick, Nova Scotia, Prince Edward Island;
 - c. The South Dakota counties of Lincoln, Minnehaha, and Turner;
 - d. The Colorado areas regulated as infested areas by the Colorado Department of Agriculture, Division of Plant Industry;
 - e. Any areas not mentioned above and subsequently found to be infested;
 - f. Any area designated by the Director.

Regulated Articles:

- (1) Emerald ash borer in any living stage of development;
- (2) All ash nursery stock including all species of the genus *Fraxinus*;
- (3) Untreated ash trees, limbs, branches, logs, stumps, cut logs and roots capable of harboring live emerald ash borer;
- (4) Any other plant, plant part, article, product, or means of conveyance which the Director determines to present a risk of spread of emerald ash borer.

Restrictions:

All regulated articles are prohibited entry into Montana from an area under quarantine excepted as listed in the Quarantine. A phytosanitary certificate or other document attesting to Quarantine compliance must accompany all regulated articles.

Regulated articles may be imported into Montana under the following conditions:

- (1) Documentation of the origin for each shipment in the form of a certificate, bill of lading or invoice including state or province and county or parish if from an infested jurisdiction;
- (2) The regulated article is treated in a manner approved by the regulatory agency in the state of origin in a way that prevents the regulated article from presenting a risk of spreading emerald ash borer, as indicated on a phytosanitary certificate or compliance agreement;
- (3) Heat treatment of 60 °C (140 °F) for 60 minutes at wood core or a temperature and duration approved by the Director and documented on a heat treatment certificate.

Disposition of Regulated Articles under Quarantine:

Disposition of regulated articles arriving in Montana in violation of the Quarantine shall be immediately sent out of state, destroyed, or treated by a method and in a manner directed by the Montana State Plant Regulatory Official. Cost of removal, destruction, and treatment are at the expense of the owner, owners, or their duly authorized agents. Violation of the quarantine order are subject to civil penalties as listed in the Administrative Rules of Montana 4.12.1307.

Definitions:

Director means the Director of the Montana Department of Agriculture or his or her authorized representative.

Infestation means actually infested or infected with a pest or so exposed to infestation that it would be reasonable to believe that an infestation exists.

Certificate and Certificate of Inspection means a document issued or authorized to be issued by the Director, including state-issued certificates of quarantine compliance, state phytosanitary certificates and multiple-use quarantine certificates, to allow the movement of regulated articles to any destination.

Long-term Quarantine means a quarantine lasting more than one year in duration.

Permit means written authorization issued by the department, another state, or the federal government and is approved by the department for movement of any prohibited or restricted plants, plant parts, regulated articles or quarantined plants, articles, or conveyances.

Length of Quarantine: Emergency quarantine and adoption as a short-term quarantine. The quarantine will be reviewed annually.

Attachments: None

A handwritten signature in blue ink that reads "Mike Foster". The signature is written in a cursive style with a large initial "M".

January 13, 2021

Mike Foster

Date

Director, Montana Department of Agriculture